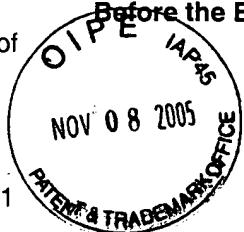


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences

In re Patent Application of
IUCHI et al
Serial No. 09/758,269



Atty Dkt. 3914-3
C# M#
TC/A.U.: 1638
Examiner: C.E. Collins

Date: November 8, 2005

Title: TRANSGENIC PLANTS CARRYING NEOXANTHIN CLEAVAGE ENZYME GENE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Correspondence Address Indication Form Attached.

NOTICE OF APPEAL

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences
from the last decision of the Examiner twice/finally rejecting \$500.00 (1401)/\$250.00 (2401) \$ 500.00
applicant's claim(s).

An appeal **BRIEF** is attached in the pending appeal of the
above-identified application \$500.00 (1402)/\$250.00 (2402) \$

Credit for fees paid in prior appeal without decision on merits -\$ ()

A reply brief is attached in triplicate under Rule 41.41 (no fee)

Pre-Appeal Brief Request for Review form attached.

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s) One Month Extension \$120.00 (1251)/\$60.00 (2251)
Two Month Extensions \$450.00 (1252)/\$225.00 (2252)
Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)
Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) \$ 1020.00

"Small entity" statement attached.

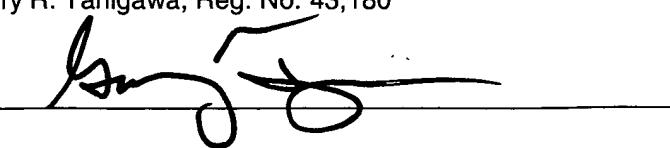
Less three month extension previously paid with Amendment concurrently filed on -\$ (1020.00)
November 8, 2005

TOTAL FEE ENCLOSED \$ 500.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.
The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or
asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this
firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor
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GRT:ap

NIXON & VANDERHYE P.C.
By Atty: Gary R. Tanigawa, Reg. No. 43,180

Signature: 

11/09/2005 SZEWDIE1 00000097 09758269
01 FC:1401 500.00 0P

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02 FC:1253 1020.00 0P

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